IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.8483 OF 2004

1. Shri Kailas Nivrutti Khadke,

and Anr. .. Petitioners.

Vs

1. Abhijeet Dipak Aaradhye, & ors. .. Respondents

Mr Navnath R. Patil, for the petitioners.

Mr Kiran N.Joshi, for respondent no.1.

CORAM : D.B.BHOSALE,J.

DATE : 2nd November, 2004.

PC:

1. Heard the learned counsel for the petitioners.

2. The petitioners' application seeking dismissal of the suit on the ground that proper court fee has not been paid by the plaintiffs, came to be rejected by the impugned order. I perused the application and the order impugned in the present writ petition. In my opinion, the learned Judge appreciated the objection in proper perspective and has rightly rejected the same by recording reasons in the impugned order. I find no reason to exercise extremely limited jurisdiction under Article 227 of the Constitution of India to interfere with the order impugned which, in my opinion, is just and proper. The writ petition, therefore, fails and is

dismissed as such.

. Trial is expedited.

(D.B.BHOSALE, J.)